

CLERK'S OFFICE U.S. DIST. COURT  
AT DANVILLE, VA  
FILED *for Rlw*

JUL 25 2011

JULIA C. DUDLEY, CLERK  
BY: *HMcDonnell*  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JUDSON WITHAM,  
Plaintiff,

v.

NEW RIVER VALLEY REGIONAL  
JAIL,  
Defendant.

) Civil Action No. 7:11-cv-00351  
)  
)  
)

) ORDER  
)

) By: Hon. Jackson L. Kiser  
) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that plaintiff's complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C.

§ 1915A(b)(1), and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile his claims at the time of his choice.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 25<sup>th</sup> day of July, 2011.

*Jackson L. Kiser*  
Senior United States District Judge